

SPDCO-0 (14 June 1982) 2nd Ind  
SUBJECT: MOA Referral: Levin-Richmond Terminal Corp. (SPN# 14475-E-43)

DA, South Pacific Division, Corps of Engineers, 630 Sansome Street,  
Room 1216, San Francisco, CA 94111

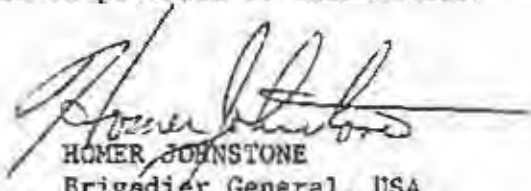
4 OCT 1982

TO: Commander, San Francisco District, ATTN: SPNCO-RP

1. Subject action, Forwarded by direction to the Office of Chief of Engineers on 6 July 1982, has been returned to this office for final action.
2. The Assistant Secretary of the Army (Civil Works) has directed the review to continue under the provisions of the Memorandum of Agreement between the Secretaries of Interior and Army, dated 21 March 1980. Subject action is determined to be a Class 3 action and my determination will conclude the case.
3. Review of your assessments, supporting data and technical evaluation of potential adverse environmental impacts had been reviewed in detail. Specific concerns of the Fish and Wildlife Service have also been reviewed and analyzed.
4. It is my determination that subject permit should be issued over the objections of the Fish and Wildlife Service in accordance with para 4(3) of the 1980 MOA.
5. You are hereby authorized to issue the referenced permit to Levin-Richmond Terminal Corp. in accordance with existing regulations and subject to incorporation of the following special conditions:  

"At least thirty (30) days prior to the initiation of any dredging authorized by this permit the permittee shall provide the District Engineer data on elutriate analyses performed in accordance with currently established procedures. Should any such samples/data show concentrations of pollutants in excess of allowable standards, the District Engineer may require additional testing to determine the extent of contamination and may require an alternate disposal site in lieu of disposal at the specified Alcatraz site."
6. A copy of the permit as issued shall be provided to this office.

4 Incls  
n/c

  
HOMER JOHNSTONE  
Brigadier General, USA  
Commanding

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